



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit :
Examiner :
Serial No. : 09/914,541
Filed : 8/29/01
Inventors : Jeffrey Becker
: Melinda Hauser
: Amy Donhardt
: David Barnes
Title : EUKARYOTIC PEPTIDE
: UPTAKE SYSTEM FOR
: TRANSPORTATION OF
: ENKEPHALINS



22469

PATENT TRADEMARK OFFICE

Docket No.: 1046-PCT-US-00

Confirmation No.: 7890

Dated: October 31, 2002

PETITION TO REVIVE UNDER 37 C.F.R. §1.137(b)

Box DAC
Commissioner for Patents
Washington, DC 20231

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OFFICE OF PETITIONS

Sir:

Applicants hereby submit this petition to revive the above-identified application
under 37 C.F.R. §1.137(b). A petition under 37 CFR §1.137(b) requires:

- (1) the reply required to the outstanding Office Action or Notice, unless previously filed;
- (2) the petition fee as set forth in 37 CFR §1.17(m);
- (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional; and
- (4) any terminal disclaimer required pursuant to 37 C.F.R. §1.17(d) of this Section.

Submitted herewith, as the required reply pursuant to 37 CFR §1.137(c) are the four (4) complete Declarations each signed by the appropriate inventor. It is believed that this satisfies the requirements set forth in the Notification of Defective Response

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mailed September 30, 2002. These Declarations should be acceptable as complete respective Declarations for processing under MPEP § 602. Accordingly, this requirement has been satisfied.

The requisite petition fee of \$640.00 as set forth in §1.17(m) is enclosed herewith. Applicants respectfully submit that the one (1) day delay in responding to the Notification of Defective Response was unintentional as set forth in 37 C.F.R. §1.137(b)(3). Applicants respectfully submit that a terminal disclaimer under 37 C.F.R. § 1.137(d) is not required.

Applicants respectfully request prompt revival of the application and action on the merits in due course.

The Commissioner is hereby authorized to charge any amount believed to be an insufficiency to Deposit Account No. 13-3405 and to credit any overpayment to that deposit account. This authorization is made in duplicate.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Guy T. Donatiello', written over the typed name.

Guy T. Donatiello
Reg. No. 33,167
Attorney for Applicants

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